

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Andrew Michael Wild

Appln. No.: 10/549,375

Filed: January 26, 2007

Title: SURGICAL CLIP

Confirmation No.: 3476

Group Art Unit: 3773

Examiner: Dianne Dornbusch

Atty. Docket No.: 148392-110066

Customer No.: 25207

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE

Sir:

In response to the Office Action of June 8, 2009, please amend the application as follows:

Status is on page 2.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments/Conclusion begin on page 7 of this paper.

STATUS OF APPLICATION PRIOR TO AMENDMENT

The above-captioned patent application is pending.

Claims 3-9 and 11-24 were pending in the application.

Claims 7-9 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter of the invention.

Claims 3-9, 11, 14-16 and 22-24 are rejected under 35 USC 102(b) as being anticipated by Seckerson et al. (U.S. Patent No. 3,807,675).

Claims 17-20 and 23-24 are rejected under 35 USC 102(b) as being anticipated by Esposito (U.S. Patent No. 3,616,497).

Claims 12 and 13 are rejected under 35 USC 103(a) as being unpatentable over Seckerson et al. (U.S. Patent No. 3,807,675) in view of Cirino et al. (U.S. Patent No. 6,164,604).

Claims 21 is rejected under 35 USC 103(a) as being unpatentable over Esposito (U.S. Patent No. 3,616,497).